

State of South Dakota

SEVENTY-FIFTH SESSION LEGISLATIVE ASSEMBLY, 2000

348D0606

HOUSE BILL NO. 1220

Introduced by: Representatives Kazmerzak, Burg, Chicoine, Volesky, and Weber and Senators Kloucek, Flowers, and Moore

1 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding penalties for vehicle
2 weight restrictions.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 32-22-55 be amended to read as follows:

5 32-22-55. Any person who is convicted of the offense of operating a motor vehicle upon the
6 public highways of this state with weight upon any wheel, axle, or groups of axles or upon more
7 than one thereof greater than the maximum permitted by §§ 32-22-2 to 32-22-33, inclusive,
8 32-22-47 and 32-22-48 shall be fined in addition to, and not in substitution for, any other
9 penalties now provided by law for such offense in the following amounts:

10 In an amount equal to five cents per pound for each pound of such excess or combined
11 excess weight over one thousand pounds if such excess is three thousand pounds or less.

12 In an amount equal to ~~fifteen~~ ten cents per pound for each pound of such excess or combined
13 excess weight if such excess exceeds three thousand pounds and is four thousand pounds or less.

14 In an amount equal to ~~twenty-two and one-half~~ fifteen cents per pound for each pound of
15 such excess or combined excess weight if such excess exceeds four thousand pounds and is five
16 thousand pounds or less.

1 In an amount equal to ~~thirty-seven and one-half~~ twenty-five cents per pound for each pound
2 of such excess or combined excess weight if such excess is more than five thousand pounds.

3 The fine schedule in this section is assessed at a single rate according to the cents per pound
4 penalty for the highest weight violation.

5 Section 2. That § 32-22-56 be amended to read as follows:

6 32-22-56. In any case where the motor vehicle is absolutely overweight beyond ~~ten thousand~~
7 ~~pounds~~ the greatest permissible compensation plate weights for a vehicle of its class, the pounds
8 by which the vehicle is so overweight shall be assessed at double the penalties prescribed in
9 § 32-22-55.